

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
UNITED STATES COURTHOUSE  
500 PEARL STREET  
NEW YORK, NY 10007-1312

NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE

December 2, 2014



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**Re: U.S. Bank, National Association v. Commonwealth Land Title, etc.  
13 CV 7626 (NRB)**

Dear Counsel:

Given that the third-party defendants have no objection to the third-party plaintiff filing an Amended Third-Party Complaint, and without reaching the issue of whether the existing complaint satisfies Rule 9(b) as it relates to Mr. Gluckman and the Hershkovitzes, the third-party plaintiff is granted leave to file an amended complaint limited to those defendants. In light of the existing and anticipated motions addressed to the Third-Party Complaint, the authorized amendment should be filed within the next two weeks.

Very truly yours,

Naomi Reice Buchwald  
United States District Judge

cc: Robert J. Shainess, Esq.  
Jeffrey J. Cunningham, Esq.  
Abe Klein